

Previous references.

File No. 84
of 1903-04.

1904

(III - Court)

Later references.

File No. 84 of 1903-04,
Sl Nos 9 and 10.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-8

PART B. FOR July 1904.

SUBJECT.

Application for Extradition warrant for
surrender of Sardarallikhan, arrested
and detained at Lakshmeshwar, Kolhapur

FILE No. 84 OF 1903-04.

Extradition warrant for the surrender of Sardarallikhan, accused of culpable homicide,
before the Treasury Assistant Commissioner and 1st Class Magistrate, Hassan.

- 1 From the First Assistant to the Resident in Mysore, No. 2640, dated 31st May 1904.
Forwards, for needful action, copy of letter No. 1961, dated 25th May 1904, from the Political Agent, Kolhapur and S. M. Country, to the Resident in Mysore intimating the arrest at Lakshmeshwar of a person of the description required by the Police Inspector of Manjarabad Taluk, and requesting that arrangements may be made to obtain, in the usual way, his surrender after identification.
- 2 To the District Magistrate of Hassan, No. 2620, dated 2nd June 1904.
Forwards copy of the Kolhapur Political Agent's letter received with Serial No. 1, with the request that, after due identification, early application may be made for the surrender of the accused concerned.
- 3 From the District Magistrate, Hassan, No. 568, dated 18th June 1904.
Forwards memo of the evidence recorded in the case, together with an application (in duplicate), to be forwarded to the Resident, for an extradition warrant for the surrender of the accused Sardarallikhan.
- 4 To the First Assistant to the Resident in Mysore, No. 2793, dated 29th June 1904.

GENERAL AND REVENUE SECRETARIAT.

(Court,)

NOTES.

File No. 84 of 1903-04.

FILE HEADING.

Arrest and surrender of Sardarallikhan,
by Kolhapur State Authorities at Lakshmeshwar.

From

J. A. Resident in Mysore.

No. 2640

Dated 31. 5. 04.

Received 1- 6 - 04.

Diary No. 1792

Enclos. — Spare Copies. —

Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards copy of letter from Political Agent, Kolhapur
& S. M. County, stating communicating detention of
~~one~~ at Lakshmeshwar, of an answering to the description
of Sardarallikhan wanted by Manjarabad Police Inspector.

NOTES AND ORDERS.

Draft order directing the D. Magistrate
of Hassan to make arrangements for the
identification and receipt in charge, of
Sardarallikhan. Issued,

(2)

Office note

Branch Judicial

Subject. Extradition warrant

Letter No. 568 dated the 18th June 1904, from the ^{Secy} D^y Mag^{te} Hassan, submitting an application

for the issue of an -
for the surrender of Sardaralli Khan alias Malkal Moothalli Khan - accused of murder or culpable homicide.

In connection with this case a reference was received from the Presidency stating that ~~the~~ a ~~person~~ ~~has been~~ man answering to the description of the accused has been arrested at Laxmepur on the 18th May 1904 and requesting that arrangements may be made for the identification of the accused person and application made for his surrender if required.

3 The D^y Mag^{te} of Hassan was asked to comply with the requisition of the Presidency.

1 The D^y Mag^{te} has now sent up an application for the extradition of Sardaralli Khan & does

~~A~~ subd 1 to a draft letter to the
F.A. B. as directed.

SR
22/7/14

10. This draft is all right,
& may be issued with no copy
approval.

Dec 1/14

22/6/14

11. Draft passed

26/6/14

Letter no. 2753 of 29/6/04. to the Irish Home
to the British the President.

Forwards an application for the
issue of extradition warrants

Sl. no 5.

2. Letter no. 3153 of the 6th July 1904 from the
Irish Home Secretary forwards copy of a
warrant issued to the Police Agent
Kilchepur and P.M. County and
instructs to take delivery of the accused
with the requisite guard at Miraz.

Sl. no 6.

4. Letter no. 24-82 of 23rd July, 1904, from the
District Magistrate. Forwarding
copy of the above with
instructions to take delivery of the accused
at Miraz.

Sl. no 7

5. Letter no. 3368 of the 16th July 1904. From
the Irish Home Secretary. Requesting that
necessary arrangements may be made
to take delivery of the accused at ^{date of arrest}
which is 8 miles away from Girdipidatu.

Set with a draft to British Magistrate, Home
some at present

To the 6th July 1904, 16th July 1904, 22nd July 1904, 16th July 1904

Correspondence

Urgent

Pol. No 1828 2)
87.6.04

Sl. No 1

J. 1792

①

Copy of letter No. 1961 dated the 25th May 1904,

from the Political Agent, Kolhapur and S.M. Country, to the
Resident in Mysore.

-----ooOoo-----

I have the honour to state that the Police Inspector of Manjap^rabad Taluka, Mysore Province, in his telegram dated 10th instant and subsequent letter No. 2408, asked the Gudgeri Police to arrest one Sardaralli Khan alias Malakalmoothalli Shah charged with culpable homicide. A man of the description given by the Police Inspector has been arrested at Laxmeshwar at Taluka Head Quarter Station of the Miraj Senior State and about 8 miles from the Gudgeri Railway Station. The man has been arrested on the 18th May 1904, and is kept in custody of the 2nd class Magistrate of Laxmeshwar.

2. I request, therefore, you will ask the Mysore Durbar to send some one to identify the person arrested, and if found to be the same person wanted by the Mysore Police you will please arrange to obtain his surrender in the usual way.

-----ooOoo-----

No. 2640

The Resident's Office,
Dated, Bangalore, 31st May 1904.

Copy of the foregoing letter is forwarded for the
information of the Government of His Highness the Maharaja of Mysore and necessary action.

2. It is requested that arrangements be made for the
identification of the accused person and that if the Darbar

desires the surrender of the accused person early application may be made to this office for the usual warrant under the Extradition Act.

Pinkham

for First Assistant Resident.

28.

To.

The Lt Magistrate of
Hassan

For a letter 6.00
7

Dated 27/6/04

No 2620 Quil
J

In forwarding
copy of letter No 1961
dated the 25th May 1904,
from the Political Agent
Kolhapur and S. M. Comptroller
to the Resident in reply
regarding the arrest
of one Sardar Ali Khan
alias Malakalmooth
Shah who is accused
^{having committed} of the offence of Culpable
homicide, has the
honour to request that
~~any~~ arrangements may
be made for the identi-
fication of the accused
and if the individual
now arrested is the one
wanted, early application
^{may be} made ~~for~~ in the
usual form, for an

27/6/04

an extradition warrant
for the surrender of the
said accused.

By order
J. Bay
For Secretary

N. No. 33

1903-04

J 1894 (5)

FROM

P. Q. W. Wetherall Esquire
District Magistrate
Hassan

To L. Anantasaani Rao Esquire B.A.
Off. Secy: to the Govt. of H.H. the Maharaja
of Mysore, Mysore, Rev. Department to
Dauzabur

Dated 18th

Despatched 20th

Received

General No.

568

No.

Seey

2 +

Enclosure No.

we have not yet received
Sent by means of a
Registered letter.

Requesting to apply to the
Honourable the President
in Mysore for a warrant
under the Foreign Jurisdiction
and Extradition Act for
the surrender of Sardaralli
Khan alias Malkal
Moothalli Khan.

6
2. 10. 3
District Magistrate's Office, Hassan
Dated, Camp Belur, 18th June 1904

From

P. Q. W. Wetherall Esquire
District Magistrate
Hassan

To

L. Anantasami Rao Esquire B.A.
Offg Secretary to the Government of
His Highness the Maharaja of Mysore
General and Revenue Departments,
Bangalore.

Sir,

I have the honour to request
that you will be so good as to apply
to the Honourable the Resident in
Mysore for a warrant under the
Foreign Jurisdiction and Extradition
Act for the surrender of the accused
Sardaralli Khan alias Malkal Moothal
Shah for being tried for the offense of
murder or culpable homicide under
Sections 302 or 304 Indian Penal Code
who after having caused the death
of one Kanya at Hoshalli, Manzarabaili

Belur

Taluk by striking him on the head with a club absconded from the limits of Belagode Police Station, Mangrabad Taluk of this District and is put into now in custody under summons of the 2nd Class Magistrate of Lakshmeswar Taluk, Miraj Zilla, Senior State of Kolhapur and Southern Mahratta countries.

2. Summary of the evidence recorded by the 1st Assistant Commissioner and 1st Class Magistrate of Hassan in the application for a warrant under the Foreign Jurisdiction and Extradition Act XXI of 1879 which is enclosed together with the original records in Criminal Miscellaneous Case No 25 of 1903-04 on the file of the said Magistrate.

I have the honour to be

your most obedient servant

M. K. Kulkarni

District Magistrate
Hassan

Application for a warrant under the Foreign Jurisdiction and extradition Act XXI of 1879.

Officer to whom the warrant should be issued: Political Agent Kolhapur and Southern Mahratta Country.

Magistrate of the District to whom the warrant issued: District Magistrate of Hassan.

Name and description of accused person: Pandaralli Khan alias Malhal Moothalli Shah, Mussalman Fakir, stated to have been residing at Hoshalli village, Muzerabad Taluk, Hassan District at the time of the occurrence.

Place and under whose custody the accused person should be: Under the custody of the 2nd Class Taluk Magistrate at Hoshalli, Miraj Zilla Senior State of Kolhapur

Offence or offences committed: culpable homicide or Murder under Sections 304 or 302 Indian Penal Code

Officer to whom the accused should be committed: Sub-Division Inspector at Harihar, Mysore State

Place at which the accused should be delivered: Harihar

Whether the accused is a British Subject, or subject of any other State: Subject of Mysore State

Signature of Officer to whom the warrant is issued.

[Signature]

To

The Joint Assistant to the
Resident in Mysore.

✓
No. 2793228 Records.

Date: 29/6/4.

Sir,

With reference to your
Endorsement No. 2640 dated the
31st May 1904, forwarding a copy
of letter No. 1961 dated the 25th
idem from the Political Agents
of Kolhapur and S. M. Country,
regarding the arrest and deten-
tion at Laxmeshwar, ^{in the} Miraj
State, of one Sardarabi ^{in the}
alias Malakalmoorthalshi Shah.

subject of the Mysore State (10)
in a charge of having committed

committed the offence of culpable
murder, I am directed to
forward herewith an applica-
tion for the issue of an Extraordi-
nary warrant to the Political
Agent of Kolhapur and Southern
Kannatta Country for the sur-
render of the said individual
to the Police Inspector of ~~the~~
Haveri Taluk, ^{of this State} at Haveri.

2. A copy of letter No. 568
dated the 18th June 1902 from
the 9th Magistrate, Hassan,
together with the record of
the case held
by the Treasury Assistant
at Hassan and 1st class

(to be kindly returned when done with)

Magistrate of the Assam D.
~~(in original)~~ is also for
in original
wounded for reference & obliging
return when done with.
3. It will be seen

from the Memo of Evidence
recorded by the Magistrate in
the case and the deposition of
the Constable Janardaniak,
& the prosecution witness, that
the accused in question was
seen by the Constable while
at Lakshmeswar
under custody, and identified
by him.

I have etc

22-6-04

(R.L.)
26/6/04
Offg Secretary

W
for

Typed.
25-6-04

No. 3/52

76 84 704
FROM

R. O. H. MOSS. KING, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE,

To

The Political Agent,
Kolhapur and S.M. Country.

Dated Bangalore, 4th July 1904

SIR,

I am directed to acknowledge the receipt of your letter No. 1961, dated the 25th May 1904, regarding the arrest and detention at Lakshmeswar of Sardaralli Khan alias Palakal Moothalli Shah on a charge of culpable homicide.

2. In enclosing the usual warrant, I am to request that in the absence of any objection the accused may be surrendered to the Mysore Police.

3. I am to add that the Mysore Durbar have been furnished with a copy of the warrant and instructed to take delivery of the accused with the requisite guard at Miraz.

I have etc.,

Sd/- R.M. King,

First Assistant Resident.

No. 3153 Enc 1 Warrant and 1 file of original records.

Copy of the foregoing letter, together with a copy of the warrant, is forwarded to the Dewan of Mysore with reference to Mr. Venkatavardiengar's letter No. 2793 J, dated the 29th June 1904, and with a request that necessary arrangements may be made to

furnish

(13)
furnish the requisite guard at Miraz to take charge of the
accused.

2. The Foreign Jurisdiction and Extradition Act of 1879 has
been repealed by the Indian Extradition Act of 1903 which has been
brought into force from the 1st June 1904.

3. The original enclosures of Mr. Venkatavardiengar's
letter are herewith returned.


First Assistant Resident.

LR

WARRANT.

THE Political ~~MAGISTRATE~~ Agent

Kolhapur and S.M. Country

WHEREAS it has been represented by the District Magistrate

of the Hassan District that the following

individual Sardaralli Khan alias Malhal Moothalli Shah, a
mussalman fakir,

who is said to be in the custody of the 2nd Class Taluk Magistrate at

Lakshmeswar in the Miraj senior State stands charged with the offence of culpable
homicide or murder punishable under Sections 304 or 302 of the Indian

Penal Code you are hereby required to arrest and surrender the aforementioned Sardaralli
Khan alias Malhal Moothalli Shah to the Police Inspector

of the Harichur Taluk of the Chitaldurg

District, at

GIVEN under my hand and seal at Bangalore this 4th

day of July 1904.

sd/ J. A. Bourdillon.

Resident and Political Agent, Mysore.

Copy.
G. S. Trimalai Nayudu
Registrar, Resident's Office

[Here enters letter no. 3152
dated the 4th July 1904, from
the Irish Ambassador to the
Honble the Resident in Mysore
to his Political Agent, Bellary
and S. M. Country.]

No. 24-84 of 1903-04-5 Enclos: Records
of 6/7/04. Copy of warrant.
I hope of the foregoing
letter with its enclosure
is forwarded to the District
Magistrate, Hassan, with
reference to his letter no. 568
dated the 18th June 1904, with
the request that necessary
arrangements may be made
to furnish the requisite
fund at Miraz to take
charge of the accused.

2. The original enclosures
received with the District
Magistrate's letter are
herewith returned.

3. The Foreign Jurisdiction
and Extradition Act of 1879
has been repealed by the Indian
Extradition Act of 1903, which
has to be referred in future
applications for extradition
warrants.

By order

[Signature]
Jr. Secy

[Signature]
5/7/04

[Signature]
5/7/04

No. 3368

FROM

R. C. H. MOSS. KING, Esq., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

8-2-16-17
The Dewan of Mysore.

Dated Bangalore, 15th July 1904.

Sir,

I am directed to invite attention to this office
endorsement No. 3153, dated the 4th July 1904 requesting that
arrangements may be made to take charge of Sardar Alli Khan alias
2111 Malkul Moothalli Sha at Miraj.

2. The Political Agent, Kolhapur and S.M. Country
having desired that the accused in question should be taken
(Courts) delivery of at Lakshmeswar which is 8 miles away from Gudgeri
Station on the Southern Mahratta Railway, I am to request that the
necessary arrangements may be made accordingly.

I have the honour to be,
Sir,
Your most obedient servant,

R. C. H. Moss King
First Assistant Resident.

h.R.

File No. 24-84/03-12-7

Serial No.

Diary No. of letter replied to

No. 128- (84 of 1903-04)

9-2/10/04

General and Revenue Secretariat

()
, the 190 .

To

The District Magistrate,
Hassan.

Date of issue

10/7/04

Signed by

Mr. K. S. Ambrosekar
Signature

Received in 13

In writing his attention to the office No. 24-84/03-12-7 dated the 6th July on, requesting that arrangements may be made to take charge of Sardar Ali Khan alias Moha Khatun Shah at Miraj, has the honor to state that the District Agent, Kolhapur and S.M. Founting has desired that the accused in question should be taken delivery of at Lekhneshwar which is 8 miles away from Gadgaon or the Southern Maharashtra over.

SUBJECT.

Re Surrender of Sardar Ali Khan.

airway. ~~and~~ ^{therefore} Request that
the necessary arrangements
may be made accordingly.
by order
16-04
on 16/4/04

16-04
16-04

List of enclosures.

Copied by D. H. R. 16-04
Examined by H. 16-7-04